

REGULAR MEETING
BOROUGH COUNCIL
BOROUGH OF RUMSON
September 23, 2014

A regular meeting of the Borough Council of the Borough of Rumson was held in the Charles S. Callman Courtroom of Borough Hall on September 23, 2014 and was called to order by Mayor John E. Ekdahl at 7:30 p.m.

Pledge of Allegiance.

Present: Mayor Ekdahl, Councilwoman Atwell, Councilmen Broderick, Day, Hemphill, Rubin and Shanley.

Absent: None.

Thomas S. Rogers, Municipal Clerk/Administrator, was present.

Martin M. Barger, Borough Attorney, was present.

Thomas Neff of T & M Associates was present.

The Mayor declared a quorum present and announced that the notice requirements of the Open Public Meetings Act had been met by the posting and mailing of a schedule of all regular and work meetings of the Borough Council for the year 2014 to the *Asbury Park Press* and the *Two River Times*.

On motion by Councilman Rubin, seconded by Councilman Day, the minutes of the previous meeting were approved as written, copies having been forwarded to all Council members. All in favor.

COMMUNICATIONS:

LETTER FROM HOLY CROSS SCHOOL PTA REQUESTING PERMISSION TO HOLD THEIR ANNUAL TURKEY TROT FUNDRAISER AGAIN THIS YEAR ON SATURDAY, NOVEMBER 22, 2014 WITH THE FIVE-MILE RUN/WALK BEGINNING AT 10:00 A.M. FOLLOWED BY THE ONE-MILE FAMILY FUN RUN/WALK:

The Municipal Clerk/Administrator advised of a letter to the Mayor dated September 8, 2014 from Joan Truscio, Event Co-Chair of the Holy Cross School PTA, requesting permission to hold their Annual Turkey Trot fundraising event on Saturday, November 22, 2014. Ms. Truscio stated in her letter that the event attracted approximately 200 participants and would again consist of a five-mile run that will begin at 10:00 a.m., followed by a one-mile family fun run, with the start/finish line in front of Holy Cross Church on Ward Avenue. Ms. Truscio stated in her letter that she would contact Police Chief Paterson to work with the Police Department on the route and safety issues for the event.

On motion by Councilman Rubin, seconded by Councilman Hemphill, this communication was ordered received and permission for the Annual Turkey Trot was granted. All in favor.

APPLICATION FROM DENISE A. THOMAS FOR A STATE OF NJ DEP CAFRA GENERAL PERMIT NO. 9 AND FLOOD HAZARD AREA INDIVIDUAL PERMIT FOR THE CONSTRUCTION OF A POOL AT A SINGLE-FAMILY DWELLING ON PROPERTY LOCATED AT 5 BLACKPOINT HORSESHOE:

The Municipal Clerk/Administrator advised of an application Denise A. Thomas to the State of New Jersey Department of Environmental Protection, Division of Land Development Regulation for a CAFRA General Permit No. 9 and Flood Hazard Area Individual Permit for the construction of a pool at a single-family residence on property located at 5 Blackpoint Horseshoe.

On motion by Councilman Rubin, seconded by Councilman Day, this communication was ordered received. All in favor.

COMMITTEE REPORTS:

None.

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

RESOLUTION 2014-0923-129 AUTHORIZING A MONMOUTH COUNTY MUTUAL AID AGREEMENT FOR POLICE TO FURNISH AID AND ASSISTANCE UPON REQUEST OF MUNICIPALITY JOINING IN THE AGREEMENT:

The Municipal Clerk/Administrator advised that this was the standard Agreement with Monmouth County for all the municipalities for mutual aid, specifically about the Prosecutor's Office.

2014-0923-129

BOROUGH OF RUMSON
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

WHEREAS, the Monmouth County Prosecutor's Office and the Monmouth County Chiefs of Police Association have created the Monmouth County Mutual Aid Agreement (the Agreement) to provide a mechanism for participation in a program designed to provide supplemental police protection for all municipalities joining in such agreement; and

WHEREAS, the provisions and procedures for providing mutual police assistance are set forth in the Agreement; and

WHEREAS, the Governing Body finds that participation in the Agreement will benefit the citizens of the municipality;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson, County of Monmouth, State of New Jersey, as follows:

1. It hereby authorizes participation in the Agreement.
2. It hereby authorizes the Mayor to be the representative of this municipality to sign the Declaration of Joinder in the Monmouth County Mutual Aid Agreement.
3. It hereby accepts the guidelines set forth in the Agreement.
4. This Resolution is separate and distinct from any mutual aid agreement previously entered into between any other municipalities and shall remain in effect until the Agreement is dissolved or until a formal resolution is adopted by the Governing Body withdrawing from the Agreement.
5. A certified copy of this Resolution shall be provided by the Municipal Clerk to:
 - A. The Monmouth County Prosecutor
 - B. The Municipal Clerks of each municipality participating in the Agreement.

The above Resolution was moved for adoption by Councilman Day. Motion seconded by Councilwoman Atwell and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Day, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION 2014-0923-130 AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR A NJ DOT GRANT FOR CURBING AND SIDEWALKS FOR PORTIONS OF RIDGE ROAD AND EAST RIVER ROAD:

2014-0923-130

BOROUGH OF RUMSON

RESOLUTION

**APPROVAL TO SUBMIT A GRANT APPLICATION
AND EXECUTE A GRANT CONTRACT WITH THE
NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR
THE EAST RIVER ROAD AND RIDGE ROAD CURB
AND SIDEWALK IMPROVEMENTS PROJECT**

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Rumson formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2015-Rumson Borough-00241 to the New Jersey Department of Transportation on behalf of the Borough of Rumson; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Rumson and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

The above Resolution was moved for adoption by Councilman Hemphill. Motion seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Day, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: None.

**RESOLUTION 2014-0923-131 AUTHORIZING THE SUBMISSION OF AN APPLICATION
FOR A POST-SANDY PLANNING ASSISTANCE GRANT FROM THE NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS FOR A DEBRIS MANAGEMENT PLAN:**

The Municipal Clerk/Administrator reported that this was a new addition to the New Jersey Department of Community Affairs Grant Program for the Strategic Recovery Planning Report (SRPR) to develop a Debris Management Plan to help us memorialize having a plan in place prior to major storms for disposal of the debris.

2014-0923-131

**BOROUGH OF RUMSON
IN THE COUNTY OF MONMOUTH
AND STATE OF NEW JERSEY**

**RESOLUTION TO AUTHORIZE THE BOROUGH'S APPLICATION
FOR A POST-SANDY PLANNING ASSISTANCE GRANT FROM
THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS**

WHEREAS, the Governing Body of the Borough of Rumson, Monmouth County desires to apply for and obtain a Post-Sandy Planning Assistance grant from the New Jersey Department of Community Affairs (DCA); and

WHEREAS, Borough of Rumson, Monmouth County has attended an orientation session held by DCA explaining the grant application process; and

WHEREAS, Borough of Rumson, Monmouth County intends to apply for Post-Sandy Planning Assistance grant money for the development of a Debris Management Plan as a DCA eligible planning activity in the amount of \$20,000.00; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of Borough of Rumson, Monmouth County does hereby authorize the application for the above grant; and

BE IT FURTHER RESOLVED that Borough of Rumson, Monmouth County has sustained a ratable loss attributable to Superstorm Sandy of at least 1 percent or \$1 million dollars, as indicated by the attached documentation from the tax assessor; and

BE IT FURTHER RESOLVED that Borough of Rumson, Monmouth County recognizes and accepts that DCA may offer a lesser or greater amount of grant funding than that requested; and

BE IT FURTHER RESOLVED that Borough of Rumson, Monmouth County authorizes the execution of the grant agreement in the amount offered and approved by DCA and further authorizes the expenditure of funds pursuant to the terms of the grant agreement entered into by Borough of Rumson, Monmouth County and DCA; and

BE IT FURTHER RESOLVED that Borough of Rumson, Monmouth County agrees to comply with all CDBG-DR regulations, Post Sandy Planning Assistance Guidelines and also accepts that the proposed use(s) of CDBG-DR funds are not reimbursable by FEMA, SBA or other federal agencies; and

BE IT FURTHER RESOLVED the persons whose names appear below (or any successor or assign) are authorized to sign the grant agreement or any other document in connection therewith.

Name	<u>John E. Ekdahl</u>	Name	<u>Thomas S. Rogers</u>
Signature	<u></u>	Signature	<u></u>
Title	<u>Mayor</u>	Title	<u>Municipal Clerk/Administrator</u>

The above Resolution was moved for adoption by Councilman Shanley. Motion seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Day, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION 2014-0923-132 AUTHORIZING THE RELEASE OF THE BONDS AND ESCROW BALANCES FOR A MINOR SUBDIVISION FOR PROPERTY KNOWN AS BLOCK 25, LOT 10:

2014-0923-132

RESOLUTION

Councilman Rubin offered the following resolution and moved its adoption:

BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby approves the release of the performance bond, performance cash bonds and escrow account balances posted in conjunction with the Rumph Minor Subdivision, subject to the payment of any outstanding fees. Said bonds and escrow release was recommended by the Borough Engineer in a letter dated September 9, 2014, a copy of which is on file in the Borough Clerk’s office; and

BE IT FURTHER RESOLVED by the Borough Council of the Borough of Rumson that the maintenance guarantee for this project be waived, as further recommended by the Borough Engineer in a letter dated September 9, 2014.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Day, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION 2014-0923-133 AUTHORIZING THE REFUND OF THE CASH BOND FOR STREET OPENING PERMIT 96/2014:

2014-0923-133

RESOLUTION

Councilman Hemphill offered the following resolution and moved its adoption:

WHEREAS, Debbie Craig, 71 Steward Street, South Bound Brook, NJ 08880 paid the required \$1,000.00 cash bond plus the \$100.00 application fee for Street Opening Permit Number 96/2014; and

WHEREAS, Mark Wellner, Superintendent of Public Works, has inspected the project listed above and has found it to be satisfactory and therefore recommends the release of the \$1,000.00 bonds;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Debbie Craig, 71 Steward Street, South Bound Brook, NJ 08880, be issued a refund of the \$1,000.00 bond; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Borough Chief Financial Officer.

Resolution seconded by Councilwoman Atwell and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Day, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: None.

ANNOUNCEMENTS BY THE MAYOR:

Mayor Ekdahl made the following Announcements:

1. On behalf of the Borough Council, I would like to wish all of our Jewish residents and friends a Happy New Year, as Rosh Hashanah begins at sunset on September 24th, and also a happy Yom Kippur, which begins at sunset on October 3rd.

2. Borough Hall will be closed on Monday, October 13th in observance of Columbus Day as in the past. However, there will be garbage collection on Monday, October 13th.

Thank you.

FINANCIAL OFFICER’S REPORT:

The Financial Officer’s Reports disclosed the following as of August 31, 2014:

**Borough of Rumson
Chief Financial Officer Report to the Mayor and Council**

Analysis of Cash for the Month Ending: August 31, 2014

Funds	Beginning Balance	Cash Receipts	Disbursements	Ending Balance
1. CURRENT FUND				
Current Fund Checking	\$ 18,710,273.30	\$13,665,114.16	\$ (7,198,405.84)	\$ 25,176,981.62
Change Funds	\$ 300.00	\$ 0.00	\$ 0.00	\$ 300.00
Certificates of Deposit	\$ 0.00	\$ 0.00	\$ 0.00	\$ —
Total Current Fund	\$ 18,710,573.30	\$13,665,114.16	\$ (7,198,405.84)	\$ 25,177,281.62
2. CAPITAL FUND				
Capital Fund Checking	\$ 1,190,138.90	\$ 0.00	\$ (79,478.54)	\$ 1,110,660.36
2007 Capital Improvement	\$ 165,270.83	\$ 0.00	\$ 0.00	\$ 165,270.83

Bond Proceeds				
Total Capital Fund	\$ 1,355,409.73	\$ 0.00	\$ (79,478.54)	\$ 1,275,931.19
3. PAYROLL & PAYROLL AGENCY				
Payroll	\$ 2,981.86	\$ 277,231.41	\$ (277,231.41)	\$ 2,981.86
Payroll Agency	\$ 10,878.82	\$ 163,700.05	\$ (163,672.96)	\$ 10,905.91
Total Payroll & Payroll Agency	\$ 13,860.68	\$ 440,931.46	\$ (440,904.37)	\$ 13,887.77
4. TRUST FUNDS				
Trust Fund Checking	\$ 837,444.59	\$ 5,204.00	\$ (14,337.60)	\$ 828,310.99
Unemployment Trust	\$ 108,536.18	\$ 73.77	\$ 0.00	\$ 108,609.95
Recreation Trust	\$ 391,915.55	\$ 26,384.00	\$ (80,769.16)	\$ 337,530.39
C.O.A.H. Trust	\$ 1,540,244.93	\$ 14,960.00	\$ (2,038.61)	\$ 1,553,166.32
Law Enforcement Trust Fund	\$ 431.47	\$.30	\$ 0.00	\$ 431.77
D.A.R.E.	\$ 9,266.94	\$ 6.29	\$ 0.00	\$ 9,273.23
Cafeteria Plan	\$ 10,257.03	\$ 0.00	\$ (184.19)	\$ 10,072.84
Animal Control Trust Fund	\$ 30,554.28	\$ 137.00	\$ (1,624.21)	\$ 29,067.07
Public Assistance Trust Fund	\$ 839.35	\$ 0.00	\$ 0.00	\$ 839.35
Total Trust Funds	\$ 2,929,490.32	\$ 46,765.36	\$ (98,953.77)	\$ 2,877,301.91
TOTAL ALL FUNDS	\$ 23,009,334.03	\$14,152,810.98	\$ (7,817,742.52)	\$ 29,344,402.49

Respectfully submitted by:

Helen L. Graves

Helen L. Graves, Chief Financial Officer

On motion by Councilman Broderick, seconded by Councilman Shanley, the Financial Officer's Report was ordered received and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Day, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: None.

CONSIDERATION OF BILLS AND CLAIMS (RESOLUTION):

Councilman Broderick offered the following resolution and moved its adoption:

\$	595.00	Monmouth County SPCA
\$	30.00	Red Bank Veterinary Hospital
\$	625.00	Animal Control Account
\$	3,358.25	NJ Fire Equipment Co
\$	10,000.00	Precise Construction Company
\$	1,735.80	Targeted Technologies LLC
\$	15,094.05	Capital Account
\$	8,638.66	JCP&L
\$	937.00	Air & Gas Technologies
\$	9,424.32	Allied Oil LLC
\$	1,194.60	Americanwear Indust Uniforms
\$	1,057.70	AR Communications
\$	74.75	Asbury Park Press
\$	1,825.00	Barnabas Health Corp Care
\$	1,550.00	Becker Tree Service
\$	1,095.00	Better Housekeeping Shop Inc
\$	9,840.00	Borough of Fair Haven
\$	56.00	Butch's Auto Car Wash Inc
\$	95.00	Certified Truck Repair Inc
\$	93.83	Clayton Block Co Inc
\$	119.97	Comcast of Monmouth
\$	58.00	Cross Over Networks
\$	620.00	Custom Tire Associates
\$	4,019.52	Delta Dental of New Jersey Inc
\$	170.00	Dynamic Testing Service
\$	902.00	Edmunds and Associates Inc
\$	963.04	Fastenal Co

\$	62.30	F & C Automotive Supply Inc
\$	626.96	First Priority Emergency
\$	106.00	Gibbons PC Trust Account
\$	124.87	Glenco Supply Inc
\$	110.00	Jane F Hartman
\$	279.00	JB Sales and Service
\$	4,118.33	JCP&L
\$	458.60	Johnny on the Spot Inc
\$	2,634.28	John Deere Landscaping
\$	191.20	Kaldoor Emergency Lights LLC
\$	504.00	Kencor Inc
\$	91.50	Kepwel Natural Spring Water
\$	1,069.93	Lawes
\$	291.60	Lertch Recycling Co Inc
\$	855.27	Level 3 Communications LLC
\$	20.00	Little Silver Community
\$	450.00	McCarter & English LLP
\$	140.00	Monmouth County Regional
\$	214.32	Mid-Atlantic Truck Centre Inc
\$	21,751.05	Treasurer County of Monmouth
\$	2,633.69	Morphotrak LLC
\$	321.00	Municipal Record Service
\$	415.14	Naylor's Auto Parts
\$	5,623.33	New Jersey American Water
\$	395.00	NJ Conference of Mayors
\$	228.55	NJ Natural Gas Co
\$	1,050.03	PEP Express Parts
\$	650.00	Powerhouse Signworks
\$	1,748.00	Realty Data Systems LLC
\$	170.00	Roy Press Printers
\$	48.00	Seaboard Welding Supply Inc
\$	250.00	State Shorthand Reporting Serv
\$	780.10	Staples Advantage
\$	1,510.95	Stavola Asphalt Co Inc
\$	26.00	Michael B Steib PA
\$	2,573.15	Stewart Business Systems
\$	1,500.00	Suasion Communications Grp LLC
\$	5,509.00	Targeted Technologies LLC
\$	922.00	Team Life
\$	13.02	The Two River Times
\$	279.27	Verizon
\$	160.04	Verizon Wireless
\$	134.99	Verizon Business Fios
\$	54.00	Wageworks
\$	354.10	Warshauer Electric Supply
\$	1,542.26	ZEP Sales & Service
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\$	105,725.22	Current Fund
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\$	400.00	Siciliano Landscape Co LLC
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\$	400.00	Endowment Inc Account
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\$	4,500.00	All American Mobile Marine
\$	2,690.00	Aloha Guides LLC
\$	9,940.19	Athlete's Alley
\$	800.00	Borough of Oceanport
\$	10,368.00	Congregation B'Nai Israel
\$	114.06	Fastenal Co
\$	60.00	Mitchell Lauria
\$	50.00	Cole Lee
\$	80.00	Patrick Joseph Maisto
\$	20.00	Matthew P Maisto
\$	1,000.00	Navesink River Rowing
\$	80.00	William O'Brien
\$	324.76	Port Supply

\$	8,055.00	Precise Construction Company
\$	75.00	Liam Thomas Swanzey
\$	20.00	Elizabeth Wasserman
\$	64.00	Zebras Inc
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\$	38,241.01	Recreation Account
\$	1,000.00	Debbie Craig
\$	2,051.66	Christopher Rumph LLC
\$	325.00	Michael B Steib PA
\$	415.35	T & M Associates
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\$	3,792.01	Trust Account
\$	105,725.22	Current Fund Appropriations
\$	625.00	Animal Control Fund Expenses
\$	15,094.05	Capital Fund Disbursements
\$	400.00	Endowment Disbursements
\$	38,241.01	Recreation Disbursements
\$	3,792.01	Trust Fund – Other Expenses
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\$	163,877.29	Total Of All Funds

Resolution seconded by Councilman Day and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Day, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: None.

COMMENTS FROM THE COUNCIL:

The Mayor afforded the members of the Council an opportunity to be heard at this time and no one responded.

COMMENTS FROM THE PUBLIC:

The Mayor afforded the public an opportunity to be heard at this time and no one responded.

ADJOURNMENT:

On motion by Councilman Rubin, seconded by Councilman Shanley, the meeting adjourned at 7:34 p.m. All in favor.

Respectfully submitted,

 Thomas S. Rogers, R.M.C.
 Municipal Clerk/Administrator